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9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE EASTERN DISTRICT OF CALIFORNIA

11

12 UNITED STATES OF AMERICA, ) No. CR-S-04-0481 GEB  
13 vs. )  
14 RAHMAN ABUL SHADEBADI, ) STIPULATION AND ORDER  
15 Plaintiff, )  
16 Defendant. )  
17 \_\_\_\_\_)

18 Defendant, RAHMAN ABUL SHADEBADI, through his attorney, PETER  
19 KMETO, and the United States of America, through its counsel of record, WILLIAM  
20 S. WONG, stipulate and agree to the following revised motion schedule:

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- 22 1. Hearing on the motion, December 2, 2005.  
23 2. The previously scheduled dates for hearing on motions shall be  
24 vacated.

25 The Defense is currently in settlement negotiations with the government and  
26 is considering withdrawing its motion to suppress. Accordingly, the parties stipulate  
that time be excluded for the pendency of this motion pursuant to 18 U.S.C.  
§3161(h)(1)(F) [Local Code E]– delay resulting from any pretrial motion and 18 U.S.C.  
C. §3161(h)(8)(B)(iv) [Local Code T4] – additional time to adequately prepare for  
pretrial proceedings.

1 IT IS SO STIPULATED.

2 Dated: \_\_\_\_\_

/s/  
3 WILLIAM S. WONG  
Assistant U.S. Attorney  
for the Government  
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6 Dated: \_\_\_\_\_

/s/  
7 PETER KMETO  
Attorney for Defendant  
RAHMAN ABUL SHADEBADI  
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9 ORDER

10 UPON GOOD CAUSE SHOWN and the stipulation of all parties, it is  
11 ordered that the hearing on motions be continued as set forth above.

12 The Court finds excludable time pursuant to 18 U.S.C. §3161 (h)(1)(F)  
13 [Local Code E], and 18 U.S.C. §3161 (h)(8)(B)(iv) [Local Code T4] until December  
14 2, 2005, or whatever other date the hearing upon motions is held to permit counsel  
15 to prepare.

16 DATED: November 7, 2005

17 /s/ Garland E. Burrell, Jr.  
18 GARLAND E. BURRELL, JR.  
United States District Judge  
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